

1 Thomas M. McInerney State Bar No. 162055
2 tmm@ogletreedeakins.com
3 OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.
4 Steuart Tower, Suite 1300
5 One Market Plaza
6 San Francisco, CA 94105
7 Telephone: 415.442.4810
8 Facsimile: 415.442.4870
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10 Attorneys for Defendant
11 CONVERGYS CORPORATION

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 JON J. CORDOVA,
2 Plaintiff,
3 v.
4 CONVERGYS CORPORATION,
5 Defendant.

Case No. C 11-00333 RS

STIPULATION AND [PROPOSED]
ORDER FOR A HOLD ON CASE-
RELATED DATES AND FOR A INITIAL
CASE MANAGEMENT CONFERENCE

Case No. C 11-00333 RS

STIPULATION AND [PROPOSED] ORDER FOR A HOLD ON CASE-RELATED DATES
AND FOR A INITIAL CASE MANAGEMENT CONFERENCE

1 WHEREAS the Court has scheduled a June 9, 2011 Initial Case Management
 2 Conference, which requires the preparation and filing of a Joint Case Management Statement by
 3 June 2, 2011;

4 WHEREAS the parties have other upcoming case-related dates, including for answering
 5 the First Amended Complaint, filing of a Second Amended Complaint, and Initial Disclosures;

6 WHEREAS the parties have had informal settlement disclosures, and would like to
 7 continue these discussions without having to incur further litigation-related expenses related to
 8 these upcoming court and case-related dates;

9
 10 THEREFORE, IT IS HEREBY STIPULATED AND AGREED by plaintiff Jon J.
 11 Cordova and defendant Convergys Corporation, by and through their respective counsel, that
 12 they hereby jointly request that the Court impose a 30-day hold on this case, during which the
 13 parties will not be required to file with the Court or serve on each other any case-related
 14 documents which would otherwise be required without this hold. The 30-day hold will run from
 15 May 26, 2011 through June 26, 2011. Cordova will have until July 7, 2011 to file (a) his
 16 amended fraud claims in a Second Amended Complaint, (b) a stipulation authorizing the filing of
 17 an amended complaint alleging additional claims with a Second Amended Complaint, or (c) a
 18 motion requesting leave to file a Second Amended Complaint alleging additional claims, if any.
 19 Convergys shall have until two weeks after the filing of an amended complaint to file a
 20 responsive pleading, or until July 21, whichever is later.

21
 22 The Court shall schedule an Initial Case Management Conference on a date convenient
 23 with its calendar on July 21, 2011, or other date available to the Court, assuming the case has not
 24 settled and a Request for Dismissal is not submitted to the Court prior to said date. The parties
 25 shall submit a Case Management Statement one week prior to the Case Management Conference.
 26 The parties shall also mutually agree on a date after June 26 for service of Initial Disclosures,

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2 assuming the case is not resolved in the interim.

3 IT IS SO STIPULATED.

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5 Dated: May 26, 2011

/s/

Guy Kornblum

Guy Kornblum

GUY KORNBBLUM & ASSOCIATES

Counsel for plaintiff Jon J. Cordova

6
7 Dated: May 26, 2011

/s/

Thomas M. McInerney

Thomas M. McInerney

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

Counsel for defendant Convergys Corporation

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11 **[PROPOSED] ORDER**

12 Based on the request and stipulation of the parties, and for good cause showing, the Court
13 hereby orders that 30-day day hold on litigation outlined in the parties' stipulation while the
14 parties pursue settlement discussions. The Court further orders that a Case Management
15 Conference will be held on July 28, 2011, at 10 a.m. The parties are to
16 file a joint Case Management Statement one week prior. Cordova shall have until July 7, 2011
17 to file (a) his amended fraud claims in a Second Amended Complaint consistent with the Court's
18 May 9, 2011 order, (b) a stipulation authorizing the filing of an amended complaint alleging
19 additional claims with a Second Amended Complaint, or (c) a motion requesting leave to file a
20 Second Amended Complaint alleging additional claims, if any. Convergys shall have until two
21 weeks after the filing of an amended complaint to file a responsive pleading, or until July 21,
22 whichever is later.

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24 IT IS SO ORDERED.

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26 Dated: 5/26/11


27 The Honorable Richard Seeborg
28 United States District Court for the
Northern District of California